

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WALKER et al.

Serial No.: Not Yet Assigned


Filing Date: November 20, 2003

For: INTERNET SURVEILLANCE SYSTEM
AND METHOD

) Examiner: Not Yet Assigned
)
) Group Art Unit: Not Yet Assigned
)
) Attorney Docket No: 98-057-C1
)
) **CUSTOMER NO.: 22927**
)
)
)
)
)
)
)
)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope with sufficient postage and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 11/20/03 By: 
Michael D. Brinton

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith patents, publications or other information of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a thorough search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Nor

shall the filing of this information disclosure statement be construed as an admission against interest in any manner.

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on the accompanying Form PTO-1449 may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items listed on the enclosed copy of Form PTO-1449 and to independently ascertain their teaching.

1. ☐ Applicants respectfully direct the Examiner's attention to the pending U.S. patent applications listed on the enclosed Form PTO-1449. The Examiner is respectfully requested to fully consider and independently ascertain the teachings and relevance of those applications with respect to the instant application. Applicants would be pleased to provide the Examiner with a copy of these applications upon request.
2. ☐ For each of the items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a European Search Report from a counterpart European application is enclosed. Such items are marked as reference letter(s): _____.
3. ☐ For each of the items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application. Such items are marked as reference letter(s): _____.
4. ☒ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:

☒ 37 C.F.R. §1.97(b)(1), within three months of the filing date of the above-identified application.

- [] 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491.
- [] 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office Action on the merits.
5. [] No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. 1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6. [] A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c) after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action). The fee due under 37 C.F.R. §1.17(p) is to be paid as set forth in paragraph 10 below.
7. [] A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in accordance with 37 C.F.R. §1.97(d), after the mailing date of a final action or a Notice of Allowance, but before the payment of the issue fee, and is accompanied by:
- a. one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below; and
 - b. this document is to be considered as a petition requesting consideration of the information disclosure statement.
 - c. the fee due under 37 C.F.R. §1.17(i)(1) which is paid as set forth in paragraph 10 below.

8. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in compliance with:

☐ 37 C.F.R. §1.313(b)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition to Withdraw Application from Issue;

☐ 37 C.F.R. §1.313(b)(5), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition to Withdraw Application from Issue.

9. ☐ I hereby certify:

☐ that each item of information contained in the items listed on the enclosed copy of Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. A copy of such communication is enclosed.

☐ that no item of information contained or listed on the enclosed copy of Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, no item of information was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

10. ☐ Please accept payment of the fees due as indicated below:

- ☐ A check in the amount of \$180.00 is enclosed in payment of the fee due under 37 C.F.R. 1.17(p).
- ☐ The Commissioner is hereby authorized to charge \$180.00 to Deposit Account No. 50-0271 in payment of the fee due under 37 C.F.R. §1.17(p).
11. ☒ In addition to the citations listed above, applicants respectfully direct the Examiner's attention to the following U.S. patent applications, which are commonly assigned to the assignee of the instant application, and which may be deemed pertinent to the instant application:

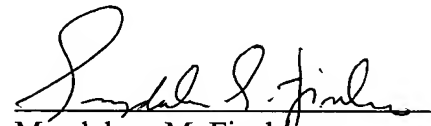
<u>Serial No.</u>	<u>Inventors</u>	<u>Filing Date</u>	<u>Group Art Unit</u>	<u>Examiner's Init.</u>
09/112,131	Walker et al.	07/08/98	3642	

The Examiner is respectfully requested to fully consider and independently ascertain the teachings and relevance of those applications with respect to the instant application. These applications have not been listed on the accompanying Form PTO-1449 in order to preserve their secrecy during the course of their prosecution.

12. [X] The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 50-0271. A copy of this authorization is attached.
13. [] No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed concurrently with a Request for Continued Examination.

Respectfully submitted,

November 20, 2003
Date



Magdalena M. Fincham
Attorney for Applicants
PTO Registration No. 46,085
Mfincham@WalkerDigital.com
Walker Digital, LLC
(203) 461-7041/phone
(203) 461-7300 /fax

INFORMATION DISCLOSURE CITATION				Docket Number 98-057-C1		Serial Number Not Yet Assigned	
				Applicants WALKER et al.			
				Filing Date November 20, 2003		Group Art Unit Not Yet Assigned	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	A	4,458,266	07/03/84	Mahoney	358	105	
	B	4,511,886	04/16/85	Rodriguez	340	534	
	C	4,622,538	11/11/86	Whynacht et al.	340	506	
	D	4,646,145	02/24/87	Percy et al.	358	84	
	E	4,861,154	08/29/89	Sherwin et al.	351	205	
	F	4,955,388	09/11/90	Silberstein	128	731	
	G	4,982,346	01/01/91	Girouard et al.	364	550	
	H	5,034,807	07/23/91	Von Kohorn	358	84	
	I	5,247,433	09/21/93	Kitaura et al.	364	188	
	J	5,412,708	05/02/95	Katz	348	14	
	K	5,519,669	05/21/96	Ross et al.	367	93	

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No
	L	WO 97/22074	06/19/97	PCT				
	M	JP 11053669	02/26/99	Japan				

OTHER DOCUMENTS <i>(Including author, Title, Date, Pertinent Pages, Etc.)</i>		

EXAMINER	DATE CONSIDERED:
-----------------	-------------------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION				Docket Number 98-057-C1		Serial Number Not Yet Assigned	
				Applicants WALKER et al.			
				Filing Date November 20, 2003		Group Art Unit Not Yet Assigned	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	N	5,550,581	08/27/96	Zhou	348	17	
	O	5,571,057	11/05/96	Ayers	463	36	
	P	5,598,456	01/28/97	Feinberg	379	42	
	Q	5,708,655	01/13/98	Toth et al.	370	313	
	R	5,734,335	03/31/98	Brogi et al.	340	870.05	
	S	5,759,101	06/02/98	Von Kohorn	463	40	
	T	5,762,611	06/09/98	Lewis et al.	600	544	
	U	5,786,746	07/28/98	Lombardo et al.	340	286.07	
	V	5,790,174	08/04/98	Richard, III et al.	348	7	
	W	5,794,210	08/11/98	Goldhaber et al.	705	14	
	X	5,857,190	01/05/99	Brown	707	10	

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No

OTHER DOCUMENTS <i>(Including author, Title, Date, Pertinent Pages, Etc.)</i>		

EXAMINER	DATE CONSIDERED:
-----------------	-------------------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION				Docket Number 98-057-C1		Serial Number Not Yet Assigned	
				Applicants WALKER et al.			
				Filing Date November 20, 2003		Group Art Unit Not Yet Assigned	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	Y	5,862,223	01/19/99	Walker et al.	380	25	
	Z	5,909,548	06/01/99	Klein et al.	395	200.47	
	AA	6,093,026	07/25/00	Walker et al.	434	322	
	BB	6,166,729	12/26/00	Acosta et al.	345	327	
	CC	US 6,271,752 B1	08/07/01	Vaios	340	541	
	DD	US 6,297,825 B1	10/02/01	Madden et al.	345	419	
	EE	US 6,476,858 B1	11/05/02	Ramirez Diaz et al.	348	159	
	FF	US 6,538,689 B1	03/25/03	Chang	348	159	
	GG	US 6,616,458 B1	09/09/03	Walker et al.	434	322	

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No

OTHER DOCUMENTS <i>(Including author, Title, Date, Pertinent Pages, Etc.)</i>		
	HH	Connerat, Carolyn, "Business television in the digital age; Special Section: Business TV", Satellite Communications, February 1995, Section: Vol. 19, No. 2, pg. 39, ISSN: 0147-7439.
	II	Sanders, Lisa, "Smile, You're On Job-Candidate Camera", Business Week, August 5, 1996, Section: Up Front, Hunting Heads, No. 3487, pg. 6.

EXAMINER	DATE CONSIDERED:
-----------------	-------------------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION		Docket Number 98-057-C1	Serial Number Not Yet Assigned
		Applicants WALKER et al.	
		Filing Date November 20, 2003	Group Art Unit Not Yet Assigned
OTHER DOCUMENTS <i>(Including author, Title, Date, Pertinent Pages, Etc.)</i>			
	JJ	"Court Rejects Killer's Appeal in Genovese Case", The New York Times, December 26, 1996, Section B, pg. 7, Col. 1, Metropolitan Desk.	
	KK	O'Driscoll, Patrick, "Bystanders' silence resounds Denver shocked by failure to call police during murder", USA Today, March 31, 1998, Section: News, pg. 3A.	
	LL	Wu, Corinna, "Private Eyes – Biometric identification is set to replace passwords and PINs", Science News, April 4, 1998, Vol. 153, pp. 216-217.	
	MM	Dorman, Michael, "Long Island: Our Story/The Killing of Kitty Genovese/Her Public Slaying in Queens Becomes a Symbol of American Failure to Get Involved", Newsday, June 10, 1998, Section: News, pg. A19.	
	NN	"Smile, You're on the Web!", RePlay Magazine, June 1998, pg. 48.	
	OO	Anderson, Lee, "Good Samaritanism Here", Chattanooga Free Press, July 3, 1998, Section: Editorial, pg. A6.	
	PP	Schlender, Brent, "The Bill and Warren Show Introduction", Fortune, July 20, 1998.	
	QQ	Website: "Remote Video Monitoring Software by PriVID Eye", (http //www privid-eye com/index html), download date: August 5, 1998.	
	RR	Website: "Spies: Surveillance, Security, Wiretaps, Prot...", (http //www spyzone com/CCSSL1 html), download date: August 5, 1998.	
	SS	Website: "SpyZone com CCS Group Company Profile", (http //www spyzone com/CCSSZ1 html), download date: August 5, 1998.	
	TT	Website: "High speed digital transmission of video imag...", (http //www tradezone com/tradesites/novex html), download date: August 5, 1998.	
	UU	Website: "Remote video surveillance and monitoring of high-tech, PC-cam adapter!", (http //www novexcanada com/), download date: August 5, 1998.	
	VV	Gaskin, James E., "Cyberspace goes blue-collar", Inter@ctive Week, August 19, 1998.	
EXAMINER		DATE CONSIDERED:	
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			